

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ALASKA
 CIVIL DOCKET ENTRIES FOR CASE A02-0214--CV (JKS)
 "CHARLIE J. DAVIS JR V ZELMER HYDEN ET AL"

Including terminated parties, excluding terminated counsel

Presiding Judge: The Honorable James K. Singleton, U.S. District Judge
 Magistrate Judge: The Honorable John D. Roberts, U.S. Magistrate Judge
 Referral Rule: 4/5/11
 Filed: 08/28/02
 Closed: NO

Jurisdiction: (3) Federal Question (US Govt not a Party)
 PLF Diversity:
 DEF Diversity:

Nature of Suit: (550) Prisoner - Civil Rights
 42 USC 1983
 Origin: (1) Original Proceeding
 Demand:
 Filing fee: In Forma Pauperis
 Trial by:

Parties of Record:

Counsel of Record:

PLF 1.1 DAVIS, CHARLIE J. JR.

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DEF 1.1 HYDEN, ZELMER

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DEF 2.1 [T] DOE, J.

No counsel found for this party!

DEF 2.2 HENRY, MEL

Marilyn J. Kamm
 (see above)

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Document #	Filed	Docket text
1 - 1	08/28/02	Application to proceed without prepayment of fees w/att exhs.
2 - 1	08/28/02	Complaint filed.
3 - 1	09/04/02	JKS Order granting appl to proceed w/out prepayment of fees (1-1); def allowed to make monthly payments. cc: cns1, Palmer Correctional Center, J. Bodick, Finance
4 - 1	09/05/02	JKS Order directing service and response; plf shall complete svc w/in 120 days of filing of cmplt; plf to complete sums forms for DEF1 and DEF2 and return to clerk for issuance; plf to send issued sums and 285 forms to USM for svc; clk to send cy of this order, cmplt and summons once issued to J. Bodick (AAG); AAG has 21 days from svc of order to file appear and notice of defs addresses to USM; defs have 30 days after date of svc by USM to file ans; case referred to MJ Roberts per MJ Rule 4, 5, and 11. cc: cns1, MJ Roberts, PSLC, USM
NOTE - 1	10/01/02	Issued: Summons re DEF 1-2.
5 - 1	10/04/02	ZZZ 1 motion to vacate order directing service and response.
6 - 1	10/30/02	JDR Order denying motion to vacate order directing service and response (5-1). cc: cns1
7 - 1	11/06/02	ZZZ 1 Notice of addresses of DEF 1 has been given to USM.
8 - 1	11/18/02	USM Return of svc unexecuted as to DEF 2.
9 - 1	11/27/02	JDR Minute Order re summons as to def J. Doe returned unexecuted; clerk to mail a cy of Form 285 & supplemental summons to pltf; pltf to complete & mail compelted 285 to USM & mail completed supplemental summons to clerk for issuance, clerk to forward issued summons to USM for service; pltf has until 2/6/03 to provide name for service of J. Doe def to USM otherwise def may be stricken; J. Bodick w/AAG shall file a notice by 12/6/02 w/name of the present Medical Director. cc: cns1, AAG
NOTE - 2	12/05/02	Issued: Supp Summons re D2 (original forwarded to USM)

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10 - 1	12/05/02	ZZZ 1 Notice re address & name of medical director.
11 - 1	12/20/02	USM Return of Service of summons & complaint on Mel Henry executed 12/11/02.
12 - 1	12/20/02	USM Return of service re summons & complaint on Zelmer Hyden returned unclaimed.
13 - 1	01/02/03	JDR Minute Order re clerk to mail cy of #9 & #10 to pltf @ 3101 Flyway, Anch, AK 99516; pltf to file a change of address w/the clerk of crt, failure of which could lead to dsmssl of action. cc: cnsl
14 - 1	01/08/03	DEF 2 Attorney Appearance of J. Bodick (AAG-407).
15 - 1	01/08/03	DEF 2 Answer to Complaint.
NOTE - 3	01/13/03	Re-Issued: Summons re D1.
16 - 1	01/13/03	JDR Order re clerk to re-issue summons to def Zelmer Hyden & forward to USM w/a complete 285, cy of complaint; USM to personally serve; answer due 30 dyas after service. cc: cnsl, USM
17 - 1	01/23/03	USM Return of svc of summons re: DEF 1 on 1/17/03.
18 - 1	01/23/03	DEF 1 Attorney Appearance of John Bodick (AAG-407).
19 - 1	01/23/03	DEF 1 Answer to Complaint.
20 - 1	01/27/03	JDR Minute Order re S&P Conf set for 2/6/03 at 9:30 a.m. cc: cnsl
21 - 1	02/06/03	JDR Court Minutes [ECR: Caroline Edmiston] re S&P Conf hld 2/6/03; def's mot to dsimss &/or mot for SJ due 3/6/03; oppo due 4/7/03; reply due 4/22/03. cc: cnsl
22 - 1	03/05/03	DEF 1-2 motion to dismiss.
23 - 1	04/14/03	WITHDRAWN PER DKT 34: Initial R&R re: DEF 1-2 motion to dismiss (22-1); recommended be granted; Objections due NOON 04/28/03. Reply due NOON 05/05/03. cc: cnsl, Judge Singleton
24 - 1	04/28/03	PLF 1 opposition to DEF 1-2 motion to dismiss (22-1).
25 - 1	05/02/03	JDR Minute Order staying time for objections & replies to the crt's R&R re motion to dismiss (22-1); status hrg re representation Of Mr. Davis set for 5/23/03 at 9:30 a.m. cc: cnsl
26 - 1	05/28/03	JDR Court Minutes [ECR: Denali Elmore] of stat hrg re: representation of Mr. Davis (held 5/23/03); crt appointed pro bono cnsl to represent plf' crt stated response to mot to dismiss will be disregarded; appointed cnsl to file entry of appearance; oppo to mot to dismiss due 30 days from entry of appearance. cc: cnsl, PSLC
27 - 1	05/29/03	JDR Order granting plaintiff's request for assistance in securing cnsl; Clerk to send copies of the docket & record to William Cotton @ AK Pro Bono Program who shall find a volunteer atty to represent pltf & notify the crt & pltf when & if cnsl is secured. cc: cnsl, AK Pro Bono Program

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28 - 1	06/02/03	JDR Minute Order re setting aside the Initial R&R fld at 23-2 re def's motion to dismiss (22-1); upon the filing of an appearance by pro bono cnsl; said cnsl shall have 30 days to file a response to the mot to dmss fld at 22-1; reply shall be due 10 days thereafter. cc: cnsl
29 - 1	09/09/03	PLF 1 Attorney Appearance of Thomas A. Matthews.
30 - 1	09/11/03	JDR Minute Order re pltf's response to mot to dsmss (22-1) due 10/10; reply due 10/20. cc: cnsl
31 - 1	10/09/03	PLF 1; DEF 1-2 Stipulation for extension of time; oppo to mot to dismiss due 10/24/03; reply to mot to dismiss due 11/03/03.
31 - 2	10/15/03	JDR Order granting stipulation for extension of time re ddlns (31-1); pltf's oppo to mot to dsmss due 10/24/03; def's reply due 11/3/03. cc: cnsl
32 - 1	10/24/03	PLF 1 opposition to DEF 1-2 motion to dismiss (22-1).
33 - 1	10/24/03	PLF 1 motion to file attached amended complaint w/att memo.
34 - 1	03/25/04	JDR Minute Order granting motion to file attached amended complaint (33-1); clerk to fiel said attached amended complaint; R&R (23-1) is w/drawn; plf's amended complaint fails to list all of the def's; the use of "et al" is unacceptable in the style of a complaint; plf to file corrected amended complaint by COB 4/9/04. cc: cnsl
35 - 1	03/25/04	PLF 1 Complaint (Amended) (incomplete case caption).
36 - 1	03/26/04	JKS Minute Order denying as moot motion to dismiss (22-1). cc: cnsl
37 - 1	04/06/04	PLF 1 Notice of filing corrected amended complaint.
38 - 1	04/06/04	PLF 1 Complaint (Amended).
39 - 1	04/16/04	DEF 1-2 Answer to Amended Complaint.
40 - 1	06/07/04	DEF 1-2; ZZZ 1 Attorney Substitution of M. Kamm (AAG-JUNEAU).
41 - 1	08/19/04	JDR Minute Order scheduling and planning conf is set for 9/8/04 at 9:30 a.m. before MJ Roberts. cc: cnsl
42 - 1	08/26/04	DEF 1-2 motion for leave to participate telephonically in scheduling & planning conf.
43 - 1	08/27/04	JDR Order granting motion for leave to participate telephonically in scheduling & planning conf (42-1). cc: cnsl
44 - 1	08/30/04	PLF 1 non-opposition to DEF 1-2 motion for leave to participate telephonically in scheduling & planning conf (42-1).
45 - 1	09/09/04	JDR Court Minutes [ECR: Linda Christensen] S&P conf held 9/8/04. Court set the following dates: Original discovery 06/08/05; Dispositive motions deadline 08/11/05. Amended complaint/adding parties and tentative wit lists including expert witnesses due 1/13/05. cc: cnsl

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46 - 1	08/08/05	DEF 1-2 Unopposed motion for ext of time in which to file dispositive motions.
46 - 2	08/08/05	RRB Order granting unopposed motion for ext of time in which to file dispositive motions (46-1) & setting the following dates: Dispositive motions deadline 11/11/05. cc: cns1
47 - 1	08/31/05	DEF 1-2 motion to dismiss w/att exhs & aff.
48 - 1	09/06/05	DEF 1-2 Notice of filing original signature page o McGinty's affidavit re: DEF 1-2 motion to dismiss (47-1) w/att page.
49 - 1	09/08/05	DEF 1-2 Witness List .
50 - 1	09/09/05	PLF 1 Preliminary Witness List.
51 - 1	09/16/05	PLF 1 Stipulation for ext of time to 9/26 to file oppo to mot t dismiss.
51 - 2	09/19/05	JKS Order granting stipulation for ext of time to 9/26/05 to file oppo to mot to dismiss (51-1). cc: cns1
52 - 1	09/23/05	PLF 1; DEF 1-2 Stipulation for ext of time until 10/3/05 for plf to file oppo to mot to dismiss.
52 - 2	09/26/05	JDR Order approving stip for ext of time until 10/3/05 for plf to file oppo to mot to dismiss (52-1). cc: cns1
53 - 1	10/03/05	PLF 1 opposition to DEF 1-2 motion to dismiss (47-1) w/att exhs.
54 - 1	10/11/05	PLF 1 Notice of filing original aff in support of plf's oppo re: DEF 1-2 motion to dismiss (47-1) w/att aff.
55 - 1	10/12/05	PLF 1; DEF 1-2 Stipulation for ext of time to 10/24 to file reply to oppo to mot to dismiss.
55 - 2	10/14/05	JDR Order granting stipulation for ext of time to 10/24 to file reply to oppo to mot to dismiss (55-1). cc: cns1
56 - 1	10/24/05	PLF 1; DEF 1-2 Stipulation for ext of time to 10/31 to reply to oppo to mot to dismiss.
56 - 2	10/26/05	JDR Order granting stipulation for ext of time to 10/31 to reply to oppo to mot to dismis (56-1). cc: cns1
57 - 1	11/01/05	DEF 1-2 motion for leave to file late reply to motion to dismiss w/att reply.
58 - 1	11/02/05	JDR Order granting motion for leave to file late reply to motion to dismiss (57-1). cc: cns1
59 - 1	11/02/05	DEF 1-2 reply to opposition to DEF 1-2 motion to dismiss (47-1) w/att aff.
60 - 1	11/07/05	DEF 1-2 Notice of filing orig signature pg of Dr. Luban's aff re: DEF 1-2 motion to dismiss (47-1).

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61 - 1	11/18/05	PLF 1; DEF 1-2 Stipulation for ext of time for flg dispositive motions.
62 - 1	11/21/05	Initial R&R re: DEF 1-2 motion to dismiss (47-1); Recommended be denied; Objections due 12/08/05. Reply due 12/22/05. cc: cns1, Judge Singleton
63 - 1	11/21/05	JDR Order granting stipulation for ext of time for flg dispositive motions (61-1) & setting the following dates: Dispositive motions deadline 02/11/06. cc: cns1